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TOWNSEND and TOWNSEND and CREW LLP

By

Kim M. Goplen

Patent

Attorney Docket No. 17634-000510

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)
Brian R. Murphy et al.)
Serial No.: 08/892,403)
Filed: July 15, 1997)
For: PRODUCTION OF ATTENUATED)
RESPIRATORY SYNCYTIAL)
VIRUS VACCINES FROM)
CLONED NUCLEOTIDE)
SEQUENCES)

Examiner: Not Assigned

Art Unit No.: 1815

**RESPONSE TO
REQUEST UNDER
37 CFR 1.821(e)**

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is in response to the Notice to File Missing Parts of Application dated September 25, 1997, which states that "The application does not comply with the Sequence Rules." Such Communication is believed issued in error.

Applicants filed a paper Sequence Listing, diskette and statement that the content of the paper and computer readable copies of the sequence are the same pursuant to 37 CFR 1.821(f) and (g) with the U.S. Patent Office on July 15, 1997. For convenience, enclosed please find duplicate copies of the

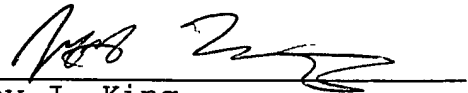
returned postcard, application cover sheet containing the statement, paper sequence listing and diskette.

Although no fee is believed due with this submission, the Commissioner is hereby authorized to charge any fees associated herewith to Townsend and Townsend and Crew Deposit Account No. 20-1430.

Respectfully submitted,

Date: October 2, 1997

By:


Jeffrey J. King
Reg. No. 31,990

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JJK/kg

Enclosures: Sequence Listing
Diskette
Copy of Postcard
Application Transmittal
Copy of Notice to Comply

i:\17634\5\1\sequence.req

Application No.: 08/892403

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☐ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☒ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other: _____

Applicant Must Provide:

- ☐ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☐ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

For PatentIn software help, call (703) 308-6856

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